

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:	)	Docket No. 26681-RE1
PRUITT, Martin E., et al.	)	Customer No. 23589
S.N. 10/765,030	)	Group Art 3671
Filed 1/26/2004	)	Examiner Alicia M. Torres
Confirmation No. 1987	)	
Reissue of Patent No. 6,158,201	)	
Issued: December 12, 2000	)	
ROTARY MOWER CONDITIONER	)	
HAVING IMPROVED CUT CROP FLOW	)	

---

Mail Stop Reissue  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

SUPPLEMENTAL DECLARATION FOR REISSUE PATENT APPLICATION  
BY THE ASSIGNEE

COMES NOW Garry L. Ball and declares as follows:

1. I am Senior Vice President Engineering of assignee AGCO Corporation and am authorized to act on its behalf. The entire title to U.S. Patent 6,158,201 issued December 12, 2000, and titled "Rotary Mower Conditioner Having Improved Cut Crop Flow", which is the subject of this reissue application, is vested in AGCO Corporation as reflected in the Statement Under 37 C.F.R. 3.73(b) submitted with the reissue application as originally filed.

2. The residence, mailing address and citizenship of the inventors are as follows:

Martin E. Pruitt, U.S. Citizen  
101 Meadow Lane  
Hesston, Kansas 67062

Kurt Graber, U.S. Citizen  
204 Elm Street  
Moundridge, Kansas 67107

Cecil L. Case (deceased)

Michael L. O'Halloran, U.S. Citizen  
124 South Roup  
Hesston, Kansas 67062

3. I believe the inventors noted above are the original and first inventors of the subject matter which is described and claimed in the '201 Patent and in the present reissue application as amended by all amendments to date.

4. With the help of counsel I have reviewed and understand the contents of the above identified specification, including the claims, as amended by all amendments to date.

5. At least one error upon which reissue is based is described as follows: Originally patented claim 1 is anticipated by U.S. Patent 4,330,982 which was not considered by the examiner during prosecution of U.S. Patent 6,158,201. As a consequence, claim 1 is not seen as being patentable without the addition of one or the other of the following two sets of added limitations:

Either:

said pair of conditioning rolls including a lower conditioning roll having a lower, forward peripheral portion that moves forwardly and upwardly generally toward the rotary cutters during rotation of the lower conditioning roll; and said conveying element comprising a laterally extending, rotatable conveying roller having an upper forward peripheral portion that moves rearwardly and upwardly generally away from the rotary cutters during rotation of the conveying roller and a lower, forward peripheral portion that moves

forwardly and upwardly generally toward the rotary cutters during rotation of the conveying roller,  
said upper forward peripheral portion of the conveying roller being disposed in front of the lower forward peripheral portion of the lower conditioning roll, and most of the lower, forward peripheral portion of the conveying roller being disposed below the plane of said cutting zone

Or:

said pair of conditioning rolls including a lower conditioning roll having a lower, forward peripheral portion that moves forwardly and upwardly generally toward the rotary cutters during rotation of the lower conditioning roll; and  
said conveying element comprising a laterally extending, rotatable conveying roller having an upper forward peripheral portion that moves rearwardly and upwardly generally away from the rotary cutters during rotation of the conveying roller,  
said upper forward peripheral portion of the conveying roller being disposed in front of the lower forward peripheral portion of the lower conditioning roll and generally below the axis of rotation of the lower conditioning roll,  
said conveying roller projecting downwardly below the plane of said cutting zone.

Furthermore, claim 1 needed to be further limited by specifying that the rotary cutters have knives and that the knives cooperatively define a laterally extending generally planar cutting zone to distinguish over the art.

6. I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56.

7. Every error in Patent 6,158,201 which was corrected in the present reissue application, and is not covered by a prior oath/declaration submitted in this application, arose without any deceptive intention on the part of the applicant.

8. I hereby declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these

statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Sept 15, 2008

Date

770 813 6116

Telephone Number

Garry L. Ball

Typed or printed name



Signature

Senior Vice President Engineering

Title